

CODIFICATION OF PUBLIC LAWS OF 2003

Statute	Chapter No.	Effective Date	Description
<u>Title 2A</u>			
2A:4A-26	39	4/14/2003	Amends juvenile waiver provisions to permit juvenile charged with first or second degree computer crime to be referred to another court without juvenile's consent.
2A:154-5	139	8/1/2003	Permits Federal Reserve law enforcement officers to make arrests for violations of NJ law.
<u>Title 2B</u>			
2B:12-17.1	67	Immediately	Provides responsibility for notification of Commissioner of Health and Senior Services of those persons not eligible to be certified animal control officers.

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Statute	Chapter No.	Effective Date	Description
<u>Title 2C</u>			
2C:7-2	34	3/27/2003	Amends "Megan's Law" to provide special requirements regarding registration and notification for sex offenders who are enrolled in or work at institutions of higher education and who are enrolled in school or employed in a vocation in another state. Establishes compliance with the requirements of the federal Campus Sex Crimes Prevention Act.
2C:7-4	34	3/27/2003	Amends "Megan's Law" registration to include anticipated or current school enrollment.
2C:11-5	143	8/5/2003	Provides inference that person who falls asleep while driving or drives without having slept in over 24 hours, is driving recklessly for purposes of vehicular homicide statute.
2C:14-2.1	137	8/1/2003	Provides opportunity for sexual assault victim to consult prosecutor prior to completion of plea negotiations.

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CODIFICATION OF PUBLIC LAWS OF 2003

Statute	Chapter No.	Effective Date	Description
2C:20-2	39	4/14/2003	Provides computer criminal activity may be consolidated in the same manner as theft offenses.
2C:20-3	43	4/16/2003	Amends crime of theft by deception to include creating a false impression that a person is soliciting or collecting funds on behalf of a charity.
2C:20-23	39	4/14/2003	Revises and amends definitions regarding computer crimes.
2C:20-24	39	4/14/2003	Amends definition of "value" to include cost of repair or loss of business opportunity.
2C:20-25	39	4/14/2003	Provides that computer crimes range from third degree to first degree; provides mandatory minimum sentence in certain circumstances

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Statute	Chapter No.	Effective Date	Description
2C:20-26	39	4/14/2003	Repealed
2C:20-27	39	4/14/2003	Repealed
2C:20-28	39	4/14/2003	Repealed
2C:20-29	39	4/14/2003	Repealed
2C:20-30	39	4/14/2003	Repealed
2C:20-31	39	4/14/2003	Provides for third degree crime if person accesses computer data and knowingly discloses personal identifying information. Establishes second degree crime if person discloses data protected from disclosure by law, court order or rule of court; imposes mandatory imprisonment.
2C:20-32	39	4/14/2003	Repealed

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CODIFICATION OF PUBLIC LAWS OF 2003

Statute	Chapter No.	Effective Date	Description
2C:20-33	39	4/14/2003	Provide affirmative defense that person obtained computer program or software with retail value less than \$1,000 and did not disseminate same.
2C:20-34	39	4/14/2003	Establishes situs of offense of computer criminal activity.
2C:30-5	31	3/14/2003	Legislative findings regarding official misconduct and deprivations of civil rights.

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Statute	Chapter No.	Effective Date	Description
2C:30-6	31	3/14/2003	Establishes the crime of official deprivation of civil rights.
2C:30-7	31	3/14/2003	Establishes the crime of pattern of official misconduct.
2C:35-5.11	37	4/4/2003	Amends Chapter 35 of Title 2C to provide that any person who possesses, distributes or possesses with the intent to distribute any club drug, shall be subject to double the Drug Enforcement and Demand Reduction penalty.
2C:38-5	50	4/23/2003	Clarifies crime of soliciting or providing material support for terrorism.
2C:43-7.1	48	4/23/2003	Amends "Three Strikes" law to clarify that it applies to crimes committed on two separate occasions regardless of the dates of conviction.

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Statute	Chapter No.	Effective Date	Description
2C:58-3	73	Immediately	Disqualifies juvenile delinquents whose offenses involve a weapon, explosive or destructive device from obtaining firearms purchaser ID or permit to purchase a handgun.
2C:66-1	22	2/27/2003	Provides definitions concerning freezing assets relating to terrorism. Permits, upon application of Attorney General, a court to issue an attachment order directing a financial institution to freeze assets of individuals charged with, or suspected of, the crime of terrorism or soliciting or providing support for terrorism.
2C:66-2	22	2/27/2003	Requirements to be contained in the Attorney General's application for attachment order.
2C:66-3	22	2/27/2003	Requirements for court to find before issuing an attachment order.

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Statute	Chapter No.	Effective Date	Description
2C:66-4	22	2/27/2003	Imposes duty on financial institution receiving attachment order to freeze funds or assets.
2C:66-5	22	2/27/2003	Permits account holder to contest freezing of funds and seek release of all or part of them.
2C:66-6	22	2/27/2003	Provides for disposition of funds.
2C:66-7	22	2/27/2003	Provides for expiration of attachment order after 24 months unless extended by the court.
2C:66-8	22	2/27/2003	Provides for notice of attachment order to account holder.
2C:66-9	22	2/27/2003	Provides rights and remedies of financial institution enforcing attachment order.

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CODIFICATION OF PUBLIC LAWS OF 2003

Statute	Chapter No.	Effective Date	Description
2C:66-10	22	2/27/2003	Provides that financial institution shall have no liability for freezing funds
2C:66-11	22	2/27/2003	Act not to be construed to affect criminal forfeiture laws.
<u>Title 4</u>			
4:19-15.16a	67	Immediately	Prohibits Commissioner of Health and Senior Services from issuing certification for animal control officer if that person has been convicted of or held civil liable for violation of animal cruelty laws; requires commissioner to maintain list of those violators.
4:19-15.16b	67	11/2/2003	Prohibits municipality from appointing an animal control officer who has been convicted of, or found civilly liable for a violation of animal cruelty laws.
4:22-57	67	Immediately	Provides for notice by the court to Commissioner of Health and Senior Services of those persons not eligible to be certified animal control officers.

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Statute	Chapter No.	Effective Date	Description
<u>Title 17</u>			
17:23A-13.3	41	4/14/2003	Prohibits insurer or insurance producer from disclosing personal information regarding an individual's status as a victim of domestic violence or an employer of such a victim; provides exceptions.
17:29B-16	41	4/14/2003	Provides definitions for "domestic violence," "victim of domestic violence," "domestic violence-related condition," and "insurer."
17:29B-17	41	4/14/2003	Prohibits insurer from discriminating against an insured or prospective insured on basis that the person is or may be a victim of domestic violence, employs such a victim or is a domestic violence shelter or is employed in such a shelter.
17:29B-18	41	4/14/2003	Allows aggrieved person to file complaint with Commissioner of Banking and Insurance; requires investigation.

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CODIFICATION OF PUBLIC LAWS OF 2003

Statute	Chapter No.	Effective Date	Description
17:29B-19	41	4/14/2003	Requires Commissioner of Banking and Insurance to promulgate rules and regulations.
<u>Title 18A</u>			
18A:6-7.1c	66	11/2/2003	Permits appointment of school bus driver pending check of driver's motor vehicle alcohol and drug-related violations.
18A:39-17	66	11/2/2003	Requires record of school bus driver's motor vehicle alcohol and drug-related violations be filed with county superintendent by the school board secretary.
18A:39-18	66	11/2/2003	Requires record of school bus driver's motor vehicle alcohol and drug-related violations be furnished to the county superintendent by the school bus contractor.
18A:39-19.1	66	11/2/2003	Requires school bus driver, prior to employment and upon application for renewal of license, to undergo check for motor vehicle alcohol and drug-related violations.

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Statute	Chapter No.	Effective Date	Description
18A:39-20	66	11/2/2003	Provides \$5,000 fine for each school bus driver unlawfully approved or assigned as a driver.
18A:35-4.23	46	10/21/2003	Permits board of education to include instruction on problems of domestic violence and child abuse in curriculum of elementary, middle and high school students.
<u>Title 24</u>			
24:6H-1	57	8/29/2003	Establishes disorderly persons offense for person who provides ephedrine alkaloids to a minor.
24:6H-2	57	8/29/2003	Prohibits sale of non-drug product containing ephedrine alkaloids to minor.
24:6H-3	57	8/29/2003	Requires Commissioner of Health and Human Services to adopt rules and regulations.

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Statute	Chapter No.	Effective Date	Description
<u>Title 39</u>			
39:3-10.32	66	11/2/2003	Establishes disorderly persons offense to school bus driver who violates the commercial statutes related to motor vehicle alcohol and drug-related violations while transporting children.
<u>Title 46</u>			
46:10B-22	64	210th day after enactment with certain exceptions	"New Jersey Home Ownership Security Act of 2002"
46:10B-23	64	see above	Legislative findings and declarations regarding abusive mortgage lending.

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Statute	Chapter No.	Effective Date	Description
46:10B-24	64	see above	Provides pertinent definitions.
46:10B-25	64	see above	Prohibits certain practices by creditors relative to home loans.
46:10B-26	64	see above	Provides limitations and prohibited practices related to high-cost home loans
46:10B-27	64	see above	Provides Affirmative claims defenses for borrowers.
46:10B-28	64	see above	Provides for enforcement of the act by Department of Banking and Insurance.
46:10B-29	64	see above	Provides that violation of the act constitutes unlawful trade practice; establishes remedies.
46:10B-30	64	see above	Declares rights, remedies and prohibitions are in addition to any other rights, remedies or prohibitions provided by common law or statute.

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Statute	Chapter No.	Effective Date	Description
46:10B-31	64	see above	Declares law of state where property is located applies to transactions subject to the act.
46:10B-32	64	see above	Requires development of a program of consumer counseling awareness.
46:10B-33	64	see above	Establishes liability of mortgage broker.
40:10B-34	64	see above	Provides the act preemts local rules or regulations.
40:10B-35	64	see above	Requires Commissioner of Banking and Insurance to adopt regulations.
<u>Title 43</u>			
43:15A-156	140	8/1/2003	Credits prior PERS service of county prosecutors in Prosecutors Part at no additional cost.

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Statute	Chapter No.	Effective Date	Description
<u>Title 53</u>			
53:1-5.3	29	3/14/2003	Requires Superintendent of State Police to prepare list of employment titles, positions and qualifications; requires postings for special titles.
<u>Title 54A</u>			
	9	1/27/2003	Exempts from New Jersey gross income tax the income of victims who died in the September 11, 2001 terrorist attacks against the United States.

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